

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

CIVIL NO. 3:06CV48

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
THIRTY FIREARMS AND RELATED)
AMMUNITION SEIZED ON OR ABOUT)
SEPTEMBER 5, 2005, IN CHARLOTTE,)
NORTH CAROLINA)
)
Defendant.)

**DEFAULT JUDGMENT OF
FORFEITURE**

THIS MATTER is before the Court on the government's motion under Fed. R. Civ. P.
55(b)(2) for a default judgment of forfeiture against the defendant property.

THE COURT FINDS THAT:

1. A verified complaint for forfeiture in rem of the defendant property was filed on February 3, 2006. This Court found probable cause for forfeiture and issued a warrant for arrest in rem.
2. Process was fully issued in this action and returned according to law. Pursuant to the warrant for arrest in rem, the government duly seized the defendant property. Service of process was made by publication of notice in The Mecklenburg Times on August 1, 8, and 15, 2006.
3. No person has filed a verified claim or an answer within the time allowed by law, and the Clerk has accordingly entered default.
4. Based on the affidavit of Special Agent Rodney Blacknall of the Bureau of Alcohol, Tobacco, Firearms and Explosives, filed with the complaint, the government has shown probable cause to believe that the defendant property was involved in or used in a knowing violation of 18 U.S.C. §922(g)(1) and that it is therefore subject to forfeiture under 18 U.S.C. §924(d)(1).

BASED ON THE FOREGOING FINDINGS, THE COURT CONCLUDES that the government is entitled to a judgment of forfeiture by default against the defendant property.

THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:

1. The government's motion for default judgment of forfeiture is hereby granted.
2. Any and all right, title and interest of all persons in the world in or to the following property is hereby forfeited to the United States; and no other right, title, or interest shall exist therein:

Firearm	Serial Number
One Unknown Manufactured rifle	9243
One Bushmaster XM-15 rifle	L206820
One Unknown Manufactured Turkey Special Shotgun	373455
One Weatherby Mark V Rifle	H220669
One Howa 1500 Rifle	B038135
One Ruger 22 Pistol	1118198
One Taurus PT22 Pistol	ARG84877
One Ruger P89DC Pistol	30378870
One Beretta 9 Pistol	974381
One Taurus 454 Raging Bull Revolver	QL597342
One Smith & Wesson 29-2 Revolver	N429408
One Colt Delta Elite Pistol	DE03998
One Smith & Wesson Revolver	ABZ4859
One Taurus PT940 Pistol	SQL56050
One Israeli Military Industries Desert Eagle Pistol	15343
One Colt Diamondback Revolver	D29429
One Ruger Single Six Revolver	6059780
One Glock GMBH 27 Pistol	BXF273

One Auto Mag 180 Pistol	A02824
One Beretta Tomcat Pistol	DAA094080
One Rock River Arms LAR-15 Rifle	CM07189
One Weatherby Mark V Rifle	H221413
One Unknown Manufactured 300 Win Mag Rifle	MAF 70348
One Unknown Manufactured 870 Rifle	A470311
One Weatherby Mark V Rifle	H71980
One McMillan Bros. Rifle Co. Rifle	BMGK1541
One Ruger Mark I Pistol	12-48085
One Ruger Superhawk Revolver	80-30046
One Mossberg 185D Shotgun	No Serial Number
LC Smith Field Grade Shotgun	S48527
TOTAL	

3. The United States is hereby directed to dispose of the forfeited defendant property as provided by law.

Signed: October 27, 2006



Graham C. Mullen
United States District Judge

